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6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF WASHINGTON

8 THOMAS WILLIAM SINCLAIR
9 RICHEY,
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11 Petitioner,
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13 vs.
14 STEVEN SINCLAIR,
15
16 Respondent.

NO. CV-08-5089-CI

ORDER ADOPTING REPORT AND
RECOMMENDATION AND TRANSFERRING
PETITION TO WESTERN DISTRICT OF
WASHINGTON

17 Magistrate Judge Imbrogno filed a Report and Recommendation on
18 February 10, 2009, recommending Ritchey's habeas corpus petition be
19 transferred to the Western District of Washington. Objections were
20 due February 26, 2009. There being no objections, the court **ADOPTS**
21 the Report and Recommendation. The court notes no determination has
22 been made regarding Petitioner's application to proceed *in forma*
23 *pauperis*.

24 Therefore, **IT IS ORDERED** this action is **TRANSFERRED** to the United
25 States District Court for the Western District of Washington.

26 **IT IS SO ORDERED.** The District Court Executive is directed to
27 enter this Order, and forward a copy to Petitioner. The District
28 Court Executive is further directed to forward this file with a copy

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2 of this Order to the Clerk of the United States District Court for the
3 Western District of Washington and close the file in this district.

4 **DATED** this 16th day of MARCH 2009.

5 *S/ Robert H. Whaley*

6 Robert H. Whaley
7 Chief United States District Judge
8 Q:\CIVIL\2008\Ritchey.transfer.ord.wpd